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Stacy E. Jenkins  
Stacy E. Jenkins, Paralegal

10/29/01  
Date

PATENT

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: BRAD DAVIS : Art Unit:  
Serial No.: 09/938,907 : Examiner: Unknown  
Filed: August 8, 2001 :  
For: METHOD AND APPARATUS FOR :  
ASSIGNING DATA RATE IN A  
MULTICHANNEL  
COMMUNICATION SYSTEM

## INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
Washington, D.C. 20231

S I R :

Pursuant to 37 C.F.R. §§ 1.97 and 1.98 and to the duty of disclosure set forth in 37 C.F.R. § 1.56, the Examiner in charge of the above-identified application is requested to consider and make of record the references listed on the PTO 1449 submitted herewith. A copy of each of the listed references is also enclosed.


Although the information submitted herewith may be "material" to the Examiner's consideration of the subject application, this submission is not intended to constitute an admission that such information is "prior art" as to the claimed invention.

In accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.

This Information Disclosure Statement is being filed within three months of the filing date of this application and prior to the mailing date of a first Office action. Therefore, no fee or certification is required. 37 C.F.R. § 1.97(b).

Respectfully submitted,

Dated: 10/29/01

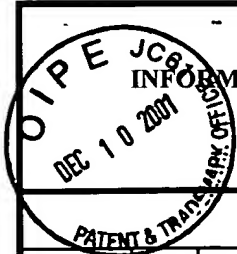


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Enclosures: PTO Form 1449;  
Copies of four (4) References

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Docket Number (Optional) <b>IP1-0101</b>	Application Number <b>09/938,907</b>
Applicant(s) <b>BRAD DAVIS</b>	
Filing Date <b>August 24, 2001</b>	Group Art Unit

**INFORMATION DISCLOSURE CITATION**  
(Use several sheets if necessary)

**U.S. PATENT DOCUMENTS**

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		4,901,307	02/13/90	GILHOUSEN et al.	370	18	
		5,103,459	04/07/92	GILHOUSEN et al.	375	1	
		5,812,938	09/22/98	GILHOUSEN et al.	455	69	
		5,926,500	07/20/99	ODENWALDER	375	200	

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**FOREIGN PATENT DOCUMENTS**

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO

**OTHER DOCUMENTS** (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.